

MURDER RECORD IN NEW YORK GROWING

A Woman Assaulted and
Left Half Dead by Man
Entering by Roof.

RACE RIOT ADDS TO CRIME REIGN

Whites and Negroes Fight Two
Hours at Ball Game—Man De-
fending Child Set Upon and
Wounded by Excited
Mobs—Other Out-
breaks.

NEW YORK, August 4.—Another
murderous assault was added to-
night to the police record of recent crimes
against defenseless women and girls.
To-night's victim was Mrs. Ellen Bulger,
a woman of middle age, who was
attacked in her apartment in the
Bronx, cruelly beaten and left in a
helpless state. The woman was re-
moved to a hospital, where it was
found that her skull had apparently
been fractured, her face and head lac-
erated and her body otherwise bruised.
There was evidence that the woman
had made a courageous fight. From
what the police were able to immedi-
ately learn from her, she was surprised
by a smooth-faced stranger, perhaps
forty years of age. He was cool and
wore an outing shirt and dark
trousers. He escaped.

Just before Mrs. Bulger was as-
saulted George Kestner, a Russian,
charged with attempted assault upon
an eight-year-old girl, was set upon
by a crowd of men and all but killed.
The clothes he wore were torn from
his body and he was taken to the
station-house wrapped in a blanket.

Man Came Through Roof.

When John Bulger returned to-
night to the flat he and his widowed mother,
Mrs. Ellen Bulger, occupy, according
to the story he told the police, he
found his mother lying unconscious on
the floor. He revived her, and she
told him that she had been assaulted
by an Italian, who had escaped. Mrs.
Bulger said that she was seized from
behind by a man, who she thought
came down through the roof. This
man, Mrs. Bulger said, knocked her
half senseless and attempted to as-
sault her. Noise in the flat below
frightened him, and he fled. Later it
was said that the woman would prob-
ably recover.

Whites and Blacks in Riot.

The fighting element among the
whites and blacks in the vicinity of
One Hundred and Thirty-sixth Street
and Fifth Avenue lined up, according
to their racial prejudice, during to-day,
this time to settle a baseball dispute,
and when the argument was ended,
fifty persons required medical treat-
ment, and of that number two will die.
Probably 5,000 persons took part in
the fight, but the 300 policemen who
dispersed the mob after every one was
fought out, got only nine prisoners, and
of these, two were women.

John McCue, a truck driver, thirty-
two years old, and Matthew Murtha,
aged thirty-five years, an ice pedlar,
received fractured skulls and were re-
moved to a hospital in a dying condi-
tion. The injuries of others ranged
from broken noses to serious razor
cuts.

Started at Ball Game.

The trouble started at a ball game,
where a white man and a colored man
had made a wager, and subsequently
quarrelled over the settlement. Drawn
by the sight of a white man and a
colored man fighting started a general
row, the crowd being about evenly di-
vided in color. Every sort of weapon
was used, and for blocks the constantly
augmented mob surged, while police
men, armed with batons, tried to keep
order. From eight precincts ham-
mered away with their clubs to break
the tangle. Occupants of homes along
the lines of battle were not content
to be spectators only of the strife, and
from windows and points of vantage
on the roofs every piece of crockery
or furniture that could be spared was
hurled down upon the heads of the
rioters with reckless impartiality.
Even women and children joined the
fray.

Fought for Two Hours.

It was two hours before the police
controlled the situation, and these pa-
trol wagons and ambulances picked
up those who were too seriously worn
out to get away. Those most harmed
were taken to hospitals, and the
prisoners were locked up charged with
inciting a riot. To-night several hun-
dred officers patrolled the disturbed
neighborhood.

Louis Concone, twenty-one years
old, was the victim of the blind fury
of rioters to-night, and will probably
die of his injuries. He was innocent
of wrongdoing, but fell before a
crowd determined to have revenge on
someone.

The dangerous temper of the people,
particularly in the foreign quarters,
who have been aroused by the reports
of attacks upon women and girls, was
exhibited to-night in repeated in-
stances. A cry that a stranger had ap-
proached a child with familiarity was
enough to start a mob.

Chased by Another Mob.

Radio Hamburger, aged eight years,
playing in the hallway of her tenement
home, in East Ninety-fifth Street,
this evening, cried out that a man had
approached her. The child's father, seized
George Kestner, a Russian bookbinder,
by the throat. The excitement at-
tracted 500 men and women, who
fought with each other to get a chance
at the Russian. Thirty policemen re-
sued Kestner, bleeding from a score
of wounds, and when all his clothing
but his shoes had been torn from him.
The police wrapped the prisoner in a
blanket and hurried him away. Kestner's
sister corroborated the story of at-
tack, and the father says that he saw
his daughter in the grasp of the Rus-
sian.

Wanted to Sculp Another.

About the same time Hylo Salda,
nearly lost his scalp in Thirty-fourth
Street.

NO BIG STICK IN VIRGINIA FIGHT

Roads Made Overtures for
Amicable Adjustment
of Rate Matter.

GOOD FEELING NOW PREVAILS

Latest Developments Show That
Southern Submitted Tentative
Proposition Early in Week.
Matter Will Now Be
Settled in
Court.

What Braxton Says of Virginia Case

"The settlement of the railroad
situation in Virginia is devoid of
the element of the big stick, and is
a victory only for friends of good
feeling between the railroads and
the public. The railroads concede
the right of the State to regulate
rates and its good faith in prescrib-
ing two cents, though they insist
that the rate is unremunerative,
and should not be made. The State
believes the 2-cent rate is reasonable,
but recognizes the right of the rail-
roads to resist a rate they regard
as unreasonable, though it believes
they have mistaken their remedy
and that the Federal court erred in
its decision enjoining the State Cor-
poration Commission, which by State
law is made a court, and had pa-
tiently and fully heard and judi-
cially passed upon the matter, and
from which an appeal is pending ap-
parently of order pending appeal to
the State Court of Appeals and
thence to the United States Supreme
Court. The recent arrangement is
merely an evidence and assurance
that the difference of opinion will
be fought out in the courts with
mutual good will and without bit-
terness or risk of disorder."—Hon.
A. Caperton Braxton, in statement
made last night.

That the Southern Railway undertook
to arrange a peaceful settlement with
the Commonwealth of Virginia in the
passenger rate cases, and that other
railroads resisting the two-cent order
of the Corporation Commission agreed
subsequently to the same course, were
the important facts brought out yester-
day in connection with the sudden and
satisfactory termination of a threaten-
ed conflict. Along the same line it
comes from undoubted authority that
overtures in this direction were made
by the railroads even before publica-
tion in The Times-Dispatch Friday
morning that a special session of the
Legislature would be called immediately
by Governor Swanson unless the order
of the commission was obeyed.

Both Are Satisfied.

The details of the plan by which
the State and the transportation com-
panies met on common ground and
amicably adjusted a controversy that
promised serious results, will be forth-
coming in time, though just now there
is absolute silence in both railroad and
government circles. The settlement,
however, is not regarded as a great
victory for anybody. Though adopt-
ing a dignified policy, the State has
not only shown proper respect for the
law of the United States, as inter-
preted by Judge Pritchard, but it has
gained for the people that which was
granted them by a constituted court
without resort to big stick tactics. In
a word, there is general gratification
on all sides, shared alike by the State
and the railroads, and the public as
well.

Before the first of October the new
passenger tariff on all lines mentioned
in the decree of the commission will
be effective, to remain so until the
right of the State to make the rate
and its fairness have been decided by
the Supreme Court of the United States.

While the railroads have thus met
the demands of the law, and while
they do not recede from the position
maintained heretofore, and still insist
that the rate itself is unfair, and
that the commission had no legal
right to demand its enforcement. In
the interest of peace, good feeling and
well.

(Continued on Second Page.)

RUSSIAN FIRES ON JAP SHIPS

The Japs Were Killing Seals
in Russian Terri-
tory.

VICTORIA, B. C., August 4.—Ad-
vices were received to-day of an at-
tempted onslaught on seals by the
Japanese sealing schooners Kalka and
Midori on June 1st in the seal rookery
at Copper Island, guarded by Russians.
The schooner Kalka returned to Japan
and reported three sealing boats and
twenty men captured and one man
shot by Russians. The Midori, which
had been anchored close to the Kalka,
was fired on by the Russian rookery
guard, and a mast was damaged by
shell fire from a field gun on shore.

OVERCOME BY GAS FATHER

AND SON DIED IN A WELL.

BIRMINGHAM, ALA., August 4.—
James Garrity and son, living at
Refuge, eleven miles from town, were
overcome by gases and died in a sixty-
foot well to-day. They were engaged
in cleaning the well.
The son, who was seventeen years
of age, went down to load the buckets.
After a short while he called to his
father to pull him out, as he felt ill.
He got in the bucket, and after being
drawn up a few feet, fell back. The
father went down to aid the boy, but
was quickly overcome. When another
man went down, he found the boy dead
and the father expiring.

SEEKING GLORY ON RAILROAD CONTEST

North Carolina Politics
Swiftly Changed by
Glenn's Big Stick.

GOVERNOR IN SENATE FIGHT

In Primary To-Day He Could
Beat Any Candidate—Others
Climb Into Band Wagon.
Slander Pritchard by
Printing Half
the Truth.

BY R. W. SIMPSON, JR.

RALEIGH, N. C., August 4.—Con-
spicuous at the moment as the popular
hero of the people in North Carolina
is Robert Broadnax Glenn, former rail-
road attorney, who, as Governor, seem-
ingly carries away the glory which
belongs to the man who forced the
transportation companies to put into
effect the new rate laws. But some-
where in the mountains the circuit
judge, who, by all the rules of the
game, should enforce his copyright on
the aforesaid glory, is not on the
public lip. Blazing the war, Judge
Long is at the moment forgotten.

After the storm, the hysteria, the
threatened conflict between the State
and the nation, and the wild cry that
soon the Commonwealth would be in-
vaded by Federal troops, the war-
clouds have shifted, leaving a clear
sky, upon which is writ in great let-
ters the one word—politics. There
has been enough of it in North Car-
olina for the past two weeks to run a
Republican party for half a genera-
tion.

Overman on the Aulic Bench. **E**
Eighteen months, or thereabout, from
to-day will begin the battle which will
determine the ability of Governor Glenn
to keep his home together. Lee S.
Overman, United States Senator, will
come before the people then to ask
for re-election on a record as clean
and clear-cut as that of any present-
day statesman in the upper branch of
the national Congress.

That Glenn will oppose him goes
without saying. Indeed, the common
talk here is that the Governor will an-
nounce his candidacy while the dew is
still upon this passenger rate bloom.
And this much is certain: If Glenn
should go before the people in a pri-
mary to-morrow, he could beat any
man in the State as easily as the
player in a poker game who does not
bother about drawing cards. But
whether he can do that in January,
1909, only the future can tell.

Glenn in the Band-Wagon.

The Governor's political fortunes are
in the palm of his hand. He is a big,
husky fellow, strong of lungs and grip,
aggressive and sincere. As the lead-
ing advocate of prohibition, he has
traveled from one end of the State to
the other shouting and praying for
temperance, often preaching in pulpits
and leading bands against the rum de-
mon. He has whipped out the saloons
until they are left in only five per
cent. of the counties. But with all of
his good qualities he is a politician.
He thrives on excitement. This rail-
road litigation has been a fine morsel
for him, and he will make the most of
it before going back to private life.
It must be said in this connection, too,
that when he took hold of the situa-
tion he had no help or encouragement
from the boards of politicians, save one
letter from one Congressman.

Immediately after the compromise,
accepted as a glorious victory for the
chief executive and the State, he
jumped into the band-wagon and in-
stantly there tumbled around and

(Continued on Second Page.)

FIVE BABIES BORN; I ROOM, I HOUR

Breaks All Records for Carrying
Out President Roosevelt's
Wishes.

(Special to The Times-Dispatch.)
CASTLETON, VA., August 4.—Five
children were born on the same night
and in the same room of a mountain
cabin on the farm of Judge Henry C.
Stuart, of Russell county, Va. This
is the record birth event of this part
of the country and puts to rout all
cries of race suicide.

The wholesale baby harvest took
place in the one-room hut of a mount-
ain cabin where lived there with his wife,
his daughter and her husband, all four
living in the same room. The mount-
aineer's wife gave birth to triplets
and his daughter to twins within the
same hour. On being asked about the
occurrence, the mountaineer said: "We
saved five, I don't know how many got
away." Four of the babies are alive
and healthy.

There are now eight people living
in the one-room cabin.

FIVE HUSBANDS AND FIVE WIVES

Aged Couple Take the Matri-
monial Plunge for the
Fifth Time.

PLEASANTVILLE, N. J., August 4.—
For the fifth time in each of their lives,
Daniel Babcock and Mrs. Elizabeth
Brown were united in marriage to-
day. Death has claimed four hus-
bands of Mrs. Brown and four wives
of Mr. Babcock.

Justice of the Peace Brown sought
to dissuade the aged couple from mar-
rying again, but as they were insistent,
he performed the ceremony with the
remark that he hoped the "knot" would
be stayed tied for life this time.
The couple departed as happy as
school children.

PROMINENT FIGURES IN MAGILL CASE



MRS. PET GANDY MAGILL,
Wife No. 1, Who Died Strangely.
MISS MARGARET MAGILL,
Her Daughter.

FRED H. MAGILL,
Accused of Murder of Wife No. 1.
MRS. FAY GRAHAM MAGILL,
Wife No. 2, Who is Also Accused of the Crime.

The greatest excitement prevails in De Witt county, Illinois, on account of the charge of murder made by the State against Fred H. Magill, whose wife died under the strangest circumstances. Magill, just after his wife's death, married Fay Graham, a friend of his daughter, and went away to California. This roused the suspicions of his neighbors and the dead woman's family, who pointed out that the coroner's jury, who found that Mrs. Pet Gandy Magill took her own life, was composed entirely of the intimate friends and associates of the husband. Magill and his bride were arrested in California and brought back to De Witt county, when the grand jury brought in a true bill against each of them, charging murder of the first Mrs. Magill, by poison, and by smothering with a quilt. There are six indictments against each of the prisoners. Feeling runs high, and there are threats of violence if the prisoners are not convicted.

THREE BROTHERS AND CHILD DROWNED IN HAMPTON ROADS

AUTOMOBILE SMASH INJURES THREE MEN

Surface Car Struck Machine and
Crushed It Against Elevated
Pier.

NEW YORK, August 4.—Three well-
known young men were frightfully, if
not fatally, injured to-day when their
automobile was struck by a surface
car, and after being shoved along for
a distance of thirty feet was smashed
to fragments against an elevated rail-
road pillar.

The victims are Swift Tarbell, son
of George E. Tarbell, who was formerly a
vice-president of the Equitable Life
Assurance Society; Edward L. Wood-
son and William McCutcheon. Tarbell
has a broken leg, a dislocated shoulder,
gasoline burns on the face and
body, and is black with bruises. His
companions suffered bruises, and Mc-
Cutcheon also has a broken leg. A
shoulder dislocation and what appear-
ed to be a fracture of the skull. Wood-
son was most fortunate of the three,
but is badly off through shock.

And It Was Ruined.
On the way to Bellevue Hospital,
where they were taken, young Tarbell,
who owned and drove the car, regained
his senses and inquired whether the
machine had been ruined.

When told that it had been, he com-
plained.

(Continued on Eighth Page.)

MOB HOT AFTER NEGRO MURDERER

Lynching Will Probable Follow
if He Is Cap-
tured.

CHATTANOOGA, TENN., August 4.—
A telephone message from Athens,
Tenn., to The Times says: "Charles
Pierce, brother of Chief of
Police Pierce, was shot and probably
fatally wounded by John Rockett, a
young negro, last night at the South-
ern depot. After the shooting the
negro escaped, pursued by a mob. He
is now surrounded by a swamp north
of the city. Should young Pierce die,
his slayer probably will be lynched
when captured."

Launch Run Down by Barge and Sent to the Bottom.

RICHMONDER IS MISSING

Two Men Picked Up by Ex-
cursion Steamer, but Others
Are Lost.

(Special to The Times-Dispatch.)
NEWPORT NEWS, August 4.—Short-
ly after 10 o'clock to-night the gaso-
line launch Greyhound, leaving the
Jamestown Ice Corporation pier, near
the Exposition Grounds, was run down
by a barge, supposed to have been
New York, Philadelphia and Norfolk
canal, and four people, three
brothers and a child, are supposed to
have been drowned. The missing are:
Edward G. Garrett, of Newport
News.

Herbert Garrett, of Richmond.

John L. Garrett, of Jamestown
Island.

Clifton Edward Garrett, four-
year-old son of G. T. Garrett, of
Newport News.

G. T. Garrett, of Newport News, and
R. E. Garrett, of Cincinnati, the only
other occupants of the launch, were
picked up by the excursion steamer
Montauk, Captain B. F. Wainwright.

Heard Cries of Men.

The Montauk left the dock at Pine
Beach a few minutes before the ac-
cident. Captain Wainwright heard the
cries of the men in the water and
stopped and put out in a boat.

After a search with boats and
searchlight, the two men mentioned
were found struggling in the water.
The other four are supposed to have
gone down.

The barge or car float which ran
down the launch went on to Norfolk,
and those aboard the tug and barge
probably do not know of the accident.
The launch went to the bottom, and
has not been recovered. The barge
passed entirely over the launch. The
accident recalls the recent navy disas-
ter, when nine officers and men were
drowned in Hampton Roads.

TROOPS RUSHED TO QUELL MOROCCO

French and Spanish Warships
Will Patrol the
Coast.

PARIS, August 4.—The government
received to-day, through the French
charge d'affaires at Tangier, the ex-
cuse of the Moroccan governing board
for the troubles at Casa Blanca and its
usual assurance that orders have been
given to the governors of the various
parts that they will be held responsi-
ble for the security of foreigners.

But these platonic assurances will
not affect the program the govern-
ment is elaborating with Spain, and
for which active preparations are pro-
ceeding.
The second naval division, consist-
ing of the cruisers Guisequin, Gloire
and Jeanne d'Arc, sailed from Toulon
to-day for Morocco. The entire coast
of that country probably will be patrolled
by French and Spanish fleets until the
international police are installed.

Foreign Minister Pichon conferred
to-day with President Fallieres at
Rambouillet concerning the situation.
General A. M. B. Druce, command-
ing the First Regiment of the Fourth
Algerian troops, an energetic officer,

(Continued on Second Page.)

MRS. BRADLEY BACK TO PRISON

Woman Who Slew Senator
Brown Poverty-Stricken and
Without Friends.

WASHINGTON, D. C., August 4.—
Mrs. Anna M. Bradley, who slew Sen-
ator Arthur Brown, of Utah, in the Ra-
leigh Hotel last winter, lies in the
George Washington University Hospi-
tal to-day, facing the necessity of re-
turning to jail this week, because
friendless and poverty-stricken, thou-
sands of miles from her home, she
cannot raise enough money to free
herself from imprisonment on bail.
Not yet recovered from the effects
of a severe surgical operation, she
must go back to prison to await her
trial, which will take place some time
in October.

ARTHUR M. TYLER COMMITTS SUICIDE

A Former Richmond Man
Cuts His Throat and
Inhales Gas.

WIFE FINDS DEAD BODY

Had Been in Richmond on a
Visit to Her Mother, Mrs.
Bass—Tyler Was De-
pressed on Account
of Business
Troubles.

(Special to The Times-Dispatch.)

NEW YORK, August 4.—Investiga-
tion by Coroner Shady and police of
the West One Hundred and Twenty-
fifth Street Station to-day showed that
Arthur M. Tyler, who was found dead
in his apartment at No. 306 West One
Hundred and Twelfth Street, late on
Saturday night, had killed himself.

Tyler cut his throat, not sufficiently
to cause death immediately, in his bed-
room, then walked into the dining-
room and put a small tablecloth about
his neck and walked into the bath-
room, and from there to the kitchen.
He took a shelf from the oven of a
gas range and stuck his head into the
oven, at the same time turning on the
gas. The ambulance surgeon from
J. Hood Wright Hospital and the po-
lice, who were first on the case, de-
cided that it would have been a phys-
ical impossibility for Tyler to have
committed suicide under these condi-
tions.

Thought He Was Murdered.

They jumped at the conclusion that
the man was murdered. Coroner
Shady, thought likewise at first, but
after the physician made an examina-
tion and it had been shown that Tyler
hadn't severed his jugular or cut
his throat very badly, and after a talk
with Mr. Tyler, it was decided that
the man was a suicide. Tyler, who
was forty-one years old, had cause to
kill himself, if despondency can be
taken as a sufficient cause. He had
lost his job in the business depart-
ment of a newspaper.

He was hard up for money, and had
been drinking heavily. The suicide
was discovered by Mrs. Tyler, Richard
Fitzgerald and William Hansborough,
the latter having been employed as a
boy in the building. This was at 11
o'clock Saturday night. The doors to
the Tyler flat on the sixth floor rear
were locked, and Hansborough let Mrs.
Tyler and Fitzgerald in with a pass
key. "They had" just arrived from
Washington, as soon as the trio en-
tered the flat they smelled gas. Fitz-
gerald and the hall boy found Tyler's
body. Mrs. Tyler was so shocked that
Fitzgerald took her to the home of a
friend. They told the hall boy to
call the police. Mrs. Fitzgerald later
returned to the house. She did not
know where Fitzgerald was, and did
not know his business. She said he
had been a roomer in the flat for a
long time.

Mrs. Tyler's Statement.

Ambulance Surgeon Webb, of the
B. Hood Wright Hospital, reported to
the coroner's headquarters that he thought
the case one of murder. Mrs. Tyler
made a statement to Coroner Shady
this afternoon. "Mr. Tyler and I were
married sixteen years ago, and have a
daughter fourteen years old," said Mrs.
Tyler. "We were once in prosperous
circumstances, and would be so yet,
had it not been for Arthur's habits.
He began to drink heavily some time
ago. Two weeks ago I decided to go
to Richmond, Va., to visit my mother
and to see my daughter, who is staying
in Richmond. Mr. Fitzgerald had a
vacation and decided to see the
Jamestown Exposition. We went from
here by steamer. Mr. Tyler came
down to see us off. After visiting the
exposition Mr. Fitzgerald stayed in
Richmond, and stayed at my mother's
house. He was on his way back to
New York, and was going to stop over
at Washington.

"Arthur's letters had become so de-
pendent that I decided to return to
New York. I thought it would be a
good plan to come along with Mr.
Fitzgerald. We telegraphed to Arthur,
telling him of our plans, and he sent
back word for us to stop off at Wash-
ington, and that he would come over
on Friday night late and meet us on
Sunday morning. Mr. Fitzgerald
waited at the Pennsylvania depot in
Washington until midnight, but Mr.
Tyler didn't come. We remained in
Washington until noon on Saturday.

When we reached Baltimore
shortly after 2 o'clock yesterday after-
noon, I sent a telegram to Arthur,
telling him to do the marketing for
Sunday dinner, as I would get here too
late to attend to it myself. We ar-
rived at Jersey City at 10:10 o'clock,
and it was about 11 when we reached
the house and found Arthur dead. I
have learned since from friends that
Arthur lost his employment."

The telegram that Mrs. Tyler sent
from Baltimore was found under the
door of the apartment unopened. It
read:

"Do marketing for to-morrow. Liver,
bacon, lamb, peas, ice, asparagus.
Home for dinner to-night."

Lived in Richmond.

Mr. Tyler was very well known in
this city, having been here and reared
in Richmond. He served for some
time as clerk of the Virginia State
Corporation Commission, after which
he left to go to New York, to engage
in business, it was said. He was mar-
ried to Miss Bass, daughter of the late
Captain Unshiro Bass, and is survived
by his wife and one daughter.

The remains will be brought to this
city for burial, and will reach here
probably on Tuesday.

Watchman Dropped Dead.

(Special to The Times-Dispatch.)
NORFOLK, VA., August 4.—Joseph
King, a watchman on the wharves of
the Merchants and Miners' Transporta-
tion Company, dropped dead this morn-
ing, as he sat on a box on the wharf
feeding a newspaper. He was about
fifty years old.